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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 33607 of 2026

Govindharasu,
S/o.Lakshmanan,
No.2/491, Puthukottai Saradu,
Kottapatti Post,
Arur Taluk,
Dharmapuri District-636 906. ...Petitioner/Accused

Vs

The State rep by
The Inspector of Police,
Kottapatti Police Station,
Dharmapuri District. ...Respondent/Complainant
(Crime No.0149 of 2026)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime No.0149 of 2026, dated 15.09.2026 on the file of the Respondent Police.

For Petitioner(s): Mr.S.Arokiamaniraj

For Respondent(s): Mr.Durai Gunasekaran
Govt.Advocate (Crl.Side)

O R D E R

The Petitioner, who was arrested and remanded to judicial custody on 15.09.2026 for the alleged offence under Sections 105 of BNS r/w 135(1)(a) of Indian Electricity Act, in Crime No.149 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that the de-facto complainant is the wife of the deceased Elumalai. On 15.09.2026, at about 05.00p.m., the deceased went to collect bamboo sticks from his land situated near the accused's land, where the accused had illegally installed an electric fence by drawing an unauthorised electricity connection to protect his crops from wild boars. The deceased was electrocuted and died on the spot. On receiving information from one Parthiban, the de-facto complainant rushed to the scene and found the deceased with burn injuries on his legs. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent and has been falsely implicated in this case. He further submitted that the petitioner has been in judicial custody since 15.09.2026. He also further submitted that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prays for grant of bail to the Petitioner.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the Respondent Police reiterated the prosecution case and submitted that the deceased was dead due to electrocution from illegal electric fence installed in accused's land. He further submitted that the investigation is still pending. Hence, he opposed the grant of bail to the petitioner.

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5. I have given my anxious consideration to either side submissions and perused the materials available on record.

6. Considering the facts and circumstances of the case and the nature of the allegations, this Court is inclined to grant bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with **two sureties each**, for a like sum to the satisfaction of the **learned Judicial Magistrate, Arur,** and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[b] the petitioner shall report before the respondent police twice daily at 10.30 a.m., and 05.30 p.m., for a period of 30 days and thereafter as and when required for interrogation;

[c] the petitioner shall not abscond either during investigation or trial;

[d] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

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[e] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in acc with law as if the aforementioned conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)13 SCC 283];**

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

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Note:

1. Registry is directed to forthwith upload this order in the Official Website of this Court.
2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To

1.The Judicial Magistrate,
Arur.

2.The Inspector of Police,
Kottapatti Police Station,
Dharmapuri District.

3.The Superintendent,
District Jail, Dharmapuri.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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